

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

D.B. ZWIRN SPECIAL
OPPORTUNITIES FUND, L.P.,

Plaintiff,

v.

vCOLLECT GLOBAL, INC.,
et al.,

Defendants.

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CIVIL ACTION NO. 07-2628 (MLC)

MEMORANDUM OPINION

THE DEFENDANT Lawrence J. Weil moving to dismiss the complaint insofar as asserted against him (dkt. entry no. 9); and the Clerk of the Court having entered default against the defendant vCollect Global, Inc. (unnumbered dkt. entry btwn. dkt. entry nos. 5 & 6); and the plaintiff now submitting a "Notice Of Voluntary Dismissal" as to the entire complaint pursuant to Federal Rule of Civil Procedure ("Rule") 41(a)(1)(i) (dkt. entry no. 11); and the Court thus intending to (1) deny the motion without prejudice as moot, and (2) dismiss the complaint under Rule 41(a); and for good cause appearing, the Court will issue an appropriate order and judgment.

s/ Mary L. Cooper

MARY L. COOPER

United States District Judge

Dated: October 25, 2007